

IMPACT STATEMENT

Legislation title: Authorize the Bureau of Transportation to acquire certain permanent and temporary rights necessary for construction of the NE Glisan St and NE 90th Ave Bridge Replacement project, through the exercise of the City's Eminent Domain Authority (Ordinance)

Contact name: Marty Maloney, PBOT Right of Way Acquisition

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Presenter name: Marty Maloney

Purpose of proposed legislation and background information:

The City of Portland may exercise the power of eminent domain pursuant to Section 9-108 of the City Charter and in accordance with Eminent Domain procedures provided for in ORS Chapter 35 (Eminent Domain; Public Acquisition of Property), including those procedures that apply to notification, valuation, negotiation, relocation and early possession if necessary, when the exercise of such power is deemed necessary by the City Council to accomplish public purposes for which the City has responsibility.

The City of Portland has the responsibility of providing safe transportation routes for commerce, convenience and to adequately serve the traveling public.

The project known as NE Glisan Street and NE 90th Avenue Bridge Replacement project has been planned in accordance with appropriate engineering standards for the construction, maintenance or improvement of said transportation infrastructure such that property damage is minimized, transportation promoted, and travel safeguarded.

The proposed NE Glisan Street and NE 90th Avenue Bridge Replacement project will demolish the existing bridge structure at NE Glisan Street and NE 90th Avenue and backfill the area in stages with the goal to maintain two-way traffic on NE Glisan St throughout construction. Pedestrian facilities will be improved at the existing bridge site with the possible addition of a pedestrian crosswalk. There is a considerable change in elevations along the north side of the existing bridge where a sloped embankment will be required to support the new street improvements.

To accomplish the project set forth above, it is necessary to acquire the following property interest's described and depicted in Exhibits 1 through 4, attached to this Ordinance and, by this reference incorporated herein.

It is necessary to acquire possession of the property rights by March 1, 2016, so that construction can begin on schedule.

Financial and budgetary impacts:

Property values associated with the property acquisitions have not yet been quantified since negotiations are not completed; however, an estimate for the right of way phase has been budgeted in the Transportation Operating Fund. The level of confidence for the estimate is moderate. Funds are available in the Transportation Operating Fund, FY 2015-2016 Budget, SAP #T00507.L46

This legislation does not affect staffing levels nor result in a new or modified financial obligation or benefit now or in the future.

If City Council does not approve the ordinance, construction of the NE Glisan Street and NE 90th Avenue Bridge Replacement project will not be feasible as planned, due to lack of property rights needed to make the improvements.

Community impacts and community involvement:

Public involvement for the design concept has occurred through meetings and conversations with all adjacent property owners. Additional outreach to property and business owners will occur as the project moves through the final design engineering and construction phases.

Budgetary Impact Worksheet

Does this action change appropriations?

- YES: Please complete the information below.
- NO: Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount

KK 12-11-15